

## MESSAGES FROM THE HOUSE

At 11:58 a.m., a message from the House of Representatives, delivered by Mr. Hays, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 1479. An act to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Building and United States Courthouse."

H.R. 1484. An act to redesignate the United States courthouse located at 100 Franklin Street in Dublin, Georgia, as the "J. Roy Rowland United States Courthouse."

H.R. 2493. An act to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands.

## MEASURES REFERRED

The following bills were read the first and second times by unanimous consent and referred as indicated:

H.R. 1479. An act to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Building and United States Courthouse"; to the Committee on Environment and Public Works.

H.R. 1484. An act to redesignate the United States courthouse located at 100 Franklin Street in Dublin, Georgia, as the "J. Roy Rowland United States Courthouse"; to the Committee on Environment and Public Works.

H.R. 2493. An act to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands; to the Committee on Energy and Natural Resources.

## ENROLLED BILL PRESENTED

The Secretary of the Senate reported that on October 31, 1997 he had presented to the President of the United States, the following enrolled bill:

S. 1227. An act to amend title I of the Employee Retirement Income Security Act of 1974 to clarify treatment of investment managers under such title.

## EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC 3275. A communication from the Acting Assistant Secretary of Defense (Health Affairs), transmitting, pursuant to law, a report relative to TRICARE; to the Committee on Armed Services.

EC 3276. A communication from the Director of the Washington headquarters Services, Department of Defense, transmitting, pursuant to law, a rule entitled "Champus TRICARE Support Office" (RIN0720-AA42) received on October 21, 1997; to the Committee on Armed Services.

## PETITIONS AND MEMORIALS

The following petitions and memorials were laid before the Senate and

were referred or ordered to lie on the table as indicated:

POM-291. A resolution adopted by the Senate of the Legislature of the State Michigan; to the Committee on Appropriations.

## SENATE RESOLUTION No. 69

Whereas, In 1986, Congress created the Leaking Underground Storage Tank Trust Fund through legislation amending the Resource Recovery and Conservation Act. The fund was financed through a 0.1 cent tax on each gallon of motor fuel sold. The tax levy, which was reauthorized in 1990, expired on December 31, 1995. The fund has approximately \$1.5 billion in it; and

Whereas, The purpose of the money generated by the Leaking Underground Storage Tank Trust Fund is two-fold. It seeks to enforce corrective actions where the owner of a leaking tank is known and cleanup activities where the owner is not known or is unable or unwilling to pay. The fund's proceeds are distributed to the states on a formula based on criteria determined by federal officials. Factors include levels of contamination, the number of leaking tanks, the number of cleanup efforts, and danger to drinking supplies; and

Whereas, Over the years, not enough money from the trust fund has gone to fighting the effects of leaking underground storage tanks. Almost all of the fund's proceeds go toward administration and enforcing the program. It is estimated that only 1 percent of fund money spent each year goes to clean up orphan tanks; and

Whereas, In an effort to increase cleanup initiatives and to deal with a problem that gets worse with the passage of time, Congress is considering legislation to revamp the manner in which the money in the Leaking Underground Storage Tank Trust Fund is distributed. The legislative proposals offer a more pragmatic approach by providing for the Environmental Protection Agency to distribute the money to the states with more authority for the states. The states are in far better positions to determine how best to meet the aims of cleanup and enforcement. With a formula for distributing the funds based on what the states contributed to the fund, a far greater positive impact can be made in cleaning up our environment; Now, therefore, be it

*Resolved by the Senate*, That we memorialize the Congress of the United States to provide for the distribution of the Leaking Underground Storage Tank Trust Fund's proceeds to the states for cleanup projects determined by the states; and be it further

*Resolved*, That copies of this resolution be transmitted to the President of the United States Senate, the Speaker of the United States House of Representatives, and the members of the Michigan congressional delegation.

POM-292. A joint resolution adopted by the Legislature of the State of California; to the Committee on the Judiciary.

## ASSEMBLY JOINT RESOLUTION No. 13

Whereas, The Congress of the United States of America is considering the ratification of the balanced budget amendment to the Constitution of the United States of America; and

Whereas, Amendment the Constitution of the United States should not be entered into without the full knowledge of the California Legislature as to the economic and human consequences of the amendment on the State of California; and

Whereas, The potential impact of the balanced budget amendment without protections for seniors, medicare recipients, and social security recipients, upon the State of

California and its individual citizens could be massive and without precedent; and

Whereas, Older American in this country have labored their entire life to prosper and succeed to make America great; and

Whereas, Congress should take every step to exempt social security from the balanced budget amendments; and

Whereas, Congress needs to adopt a hands-off approach to social security and the Medicare system and stop any further action to hurt older Americans; and

Whereas, All efforts should be continued to keep social security from the balanced budget amendment since Congress took it "off budget" in 1990; and

Whereas, The Legislature of the State of California needs sufficient information and data upon which to base its appraisal of the impact of the balanced budget amendment; Now, therefore, be it

*Resolved by the Assembly and Senate of the State of California jointly*, That the Legislature respectfully memorializes the President and Congress of the United States to continue efforts to indefinitely ensure that social security is not threatened in any way, to protect older Americans who are receiving social security and Medicare from undue harm and stress from the continuing dialogue to stop any effort to hurt the income security of older Americans, to ensure that everything necessary is being done to make sure that older Americans continue to receive all that they are entitled to and deserve, and to ensure the solvency of social security and Medicare for future generations of taxpayers and senior citizens entitled to the benefits provided by those programs; and be it further

*Resolved*, That the Chief Clerk of the Assembly transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

POM-293. A joint resolution adopted by the Legislature of the State of California; to the Committee on Foreign Relations.

## JOINT RESOLUTION No. 18

Whereas, The United Nations Commission on the Status of Women formulated a document entitled the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW); and

Whereas, The United Nations General Assembly adopted the Convention, and opened it for signature in December 1979; and

Whereas, The Convention, sometimes called an international Bill of Rights for women, obligates those countries that have ratified or acceded to it to take all appropriate measures to ensure the full development and advancement of women in all spheres, including political, educational, employment, health care, economic, social, legal, marriage and family relations, as well as to modify the social and cultural patterns of conduct of men and women to eliminate prejudice, customs, and all other practices based on the idea of the inferiority or superiority of either sex; and

Whereas, Fifty-two countries, including the United States, signed the Convention during the 1980 Mid-Decade Conference for Women in Copenhagen, Denmark; and

Whereas, To date, 160 countries, representing over half the countries of the world, have now ratified or acceded to the Convention; and

Whereas, The United States has not yet ratified or acceded to the Convention; Now, therefore, be it

*Resolved by the Assembly and Senate of the State of California jointly*, That the Legislature of the State of California commends the